

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.6337 OF 2005

Sau. Indubai Sharnappa Patale ...Applicant
Vs.
The State of Maharashtra ...Respondent

Shri Ujwal R. Agandsurve for the Applicant.
Shri A.S. Gadkari, A.P.P. for the Respondent.

CORAM : A. S. OKA, J.
DATE : OCTOBER 04, 2005.

P.C.:

1. Heard the Advocate appearing for the Applicant and the learned A.P.P. for the State. The learned Advocate for the Applicant relied upon the order passed by this Court in Criminal Application No.6448 of 2005 dated 03rd October, 2005. He submitted that only allegation against the Applicant is that on instructions of her employer, she wiped out the blood stains on the floor. He submitted that considering the fact that the Applicant is a woman, she is entitled to be enlarged on bail. The learned A.P.P. invited my attention to the material against the Applicant.

2. I have considered the submissions. There is prima facie material on record in the form of the complaint by brother-in-law of the deceased to show that deceased was a mentally ill person. Even

according to the case of the prosecution, the deceased entered the factory premises wherein the Applicant was employed and started hitting looms in the factory premises by using a hammer. Deceased attacked one worker working in the factory. Case of the prosecution is that some of the accused persons at the instance of their employer tied the hands and legs of the deceased and one of the accused persons gave blow of hammer on the head of the deceased. The specific allegation against the Applicant seems to be that on the instructions of her employer who is a co-accused, she wiped out the blood stains on the floor after body of the deceased was taken out at the instance of the employer.

3. Investigation has been completed. Employer of the Applicant has been ordered to be enlarged on bail by order passed in Criminal Application No.6448 of 2005. The Applicant is woman having no criminal antecedents. Hence, I pass the following order:

: O R D E R :

i) The Applicant shall be enlarged on bail in connection with **C.R.No.246 of 2005 registered with Jail Road Police Station, Solapur,** subject to

furnishing a personal bond of **Rs.10,000/-** with one or two sureties in the like amount.

ii) The Bail is granted subject to condition that till the conclusion of the trial the Applicant will report to the concerned Police Station once in a month.

iii) The Bail is granted subject to condition that the Applicant shall not, directly or indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

iv) The Applicant shall co-operate with the learned Trial Judge for expeditious disposal of the trial. Any attempt by the Applicant to delay the trial may be a ground for cancellation of bail.

v) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vi) Application is disposed of in above terms.

vii) The parties to act upon an authenticated copy of this order.

JUDGE